

Johnson, Patrick

From: Gerald Garcia <geraldg@austin.rr.com>
Sent: Friday, February 08, 2013 3:30 PM
To: District Applications
Subject: Commission application
Attachments: FINAL ENGLISH FILLABLE Commission Application FORM VUID 1140272606.pdf

Ken Mory, City Auditor
City of Austin
301 W. 2nd Street, Suite 2130
Austin, TX 78701

Dear Mr. Mory:

Please find attached my application to serve as a member of the Citizens Redistricting Commission. Let me know if you need any additional information from me.

Sincerely,
Gerald Garcia

Gerald W. Garcia, P.E., PMP
(512) 608-5723 (m)
gerald.garcia@ieee.org
<http://www.linkedin.com/in/geraldgarcia>

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APPLICATION FOR THE INDEPENDENT CITIZENS REDISTRICTING COMMISSION

Please submit your completed application
by email to district.applications@austintexas.gov

by mail or in person to:
Office of the City Auditor
301 W. 2nd Street Suite 2130
Austin, TX 78701

*Application Period:
January 18, 2013
through
February 22, 2013*

**APPLICATION FOR THE
INDEPENDENT CITIZENS REDISTRICTING COMMISSION**

2013

**FOR ASSISTANCE WITH INTERPRETING KEY TERMS, SEE THE GLOSSARY
AT THE END OF THIS APPLICATION**

**MORE DETAILS ABOUT THE APPLICATION PROCESS CAN BE FOUND IN
THE CITY AUDITOR'S INTERPRETIVE GUIDANCE AND THE CITY CHARTER
AT WWW.AUSTINTEXAS.GOV/10-ONE**

You must submit an electronic application to district.applications@austintexas.gov
or provide a signed application to the Office of the City Auditor in person or by mail at:

301 W. 2nd Street, Suite 2130

Austin, TX 78701

Submission Deadline: February 22, 2013

DUTIES AND TERMS OF SERVICE

Independent Citizens Redistricting Commission **duties** include:

1. Conduct duties with integrity and fairness.
2. Conduct an open and transparent process to enable full public consideration of and comment on the drawing of district lines to include an open hearing process.
3. Draw district lines in accordance with specific redistricting criteria in the Charter.
4. Adopt a final redistricting plan and certify the plan to the Austin City Council.
5. Issue a report that explains the basis on which the Commission made its decisions.

Independent Citizens Redistricting Commission Member **terms of service** include:

1. Members of the Independent Citizens Redistricting Commission (Commission) will not be compensated for serving, but are eligible to receive reimbursement of reasonable and necessary expenses related to Commission duties. Guidance on what is considered "reasonable and necessary" will be provided by the appropriate authority at a later date.
2. Serve a term of office that expires when the first member of the succeeding Commission is appointed in the year after the next national census is taken.
3. Members of the Commission will be subject to the following restrictions on their future activities:
 - For a period of **10** years beginning from the date that a person is appointed to the Commission, the person **will not** be eligible to be elected to the Austin City Council.
 - For a period of **three** years beginning from the date that a person is appointed to the Commission, the person **may not** hold appointed office for the City of Austin.
 - For a period of **three** years beginning from the date that a person is appointed to the Commission, the person **may not**:
 - Serve as a City employee or as a paid consultant to the City of Austin.
 - Serve as a paid consultant to a member of the City Council in the council member's private capacity; or
 - Receive a non-competitively bid contract with the City of Austin.

**APPLICATION FOR THE
INDEPENDENT CITIZENS REDISTRICTING COMMISSION**

2013

Please complete this section legibly.

Name of Applicant: Garcia Gerald William
(Last) (First) (Middle) (Suffix)

Voter Registration Number (VUID): 1140272606

Residence Address (must be a fixed location in the City of Austin):

2508 Niemann Drive Austin TX 78748
(Street Address) (City) (State) (Zip)

Mailing Address (if different from Residence Address)

(Street Address or PO Box) (City) (State) (Zip)

Contact Phone: (512) 282-2722 (h) / (512) 608-5723 (m)

Contact Email Address: gerald.garcia@ieee.org

Spouse's Name: Garcia Maureen Elizabeth
(Last) (First) (Middle) (Suffix)

13-02-08P04:03 RCVD

**APPLICATION FOR THE
INDEPENDENT CITIZENS REDISTRICTING COMMISSION**

2013

Please check YES or NO by each requirement. If you answer YES to question one (1), you may skip questions four (4) and five (5).

1. Are you a student enrolled in a community college or university in the City of Austin? ☐ Yes ☒ No
2. Do you reside in the City of Austin? ☒ Yes ☐ No
3. Are you registered to vote in the City of Austin? ☒ Yes ☐ No
4. Have you been continuously registered to vote in the City of Austin for the five years immediately preceding the date on which you submit this application? ☒ Yes ☐ No
5. Please indicate whether you voted in the following City of Austin general elections (or corresponding runoff if applicable):

City of Austin General Elections	Candidate Response
May 12, 2012	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
May 14, 2011	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
May 9, 2009	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
May 10, 2008	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
May 13, 2006	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Conflicts of Interest

The information below is required to help the City Auditor identify any conflict of interest you may have.

Within 5 years of the application date, have you or your spouse:	
Been appointed to a state or city office?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Been elected to a state or city office?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Been a candidate for a state or city office?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Served as an officer, employee, or paid consultant of a political party?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Served as an officer, employee, or paid consultant of the campaign committee of a candidate for elective state, county, or city office?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Been a registered state or local lobbyist?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Within 3 years of the application date, have you or your spouse been:	
A paid employee of the City of Austin?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
A person performing paid services under a professional or political contract to the City of Austin or the City Council of the City of Austin?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
A controlling person of a person performing paid services under a professional or political contract to the City of Austin or the City Council of the City of Austin?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
A person performing paid services under a professional or political contract to any member of the City Council of the City of Austin?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
A controlling person of a person performing paid services under a professional or political contract to any member of the City Council of the City of Austin?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
In the last City Election did you or your spouse:	
Contribute or bundle one thousand dollars (\$1,000) or more in aggregate to candidates for City of Austin elective office?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Personal Background Information

- **Ethnicity:** Hispanic
- **Race:** White
- **Gender:** ☒ Male ☐ Female
- **Age: (Please check your response)**

☐ 18 to 24
☐ 25 to 34
☐ 35 to 44
☒ 45 to 54
☐ 55 to 64
☐ 65+
- **Education level: (Please check any that apply)**

☒ High School Diploma or GED

☐ Some College (major _____)

☐ Associate's Degree (major _____)

☒ Bachelor's Degree (major BSEE)

☒ Post-Graduate Degree, indicate highest degree attained: (subject MSEE, MSPM)

Qualifications

Please describe your relevant analytical skills.

My undergraduate and graduate engineering degrees included many classes involving the detailed analysis of complex problems and the application of analytical principles to derive the optimal solution. My coursework includes graduate studies in statistics and quality management that have provided me with skills for the effective analysis of large volumes of data, identifying trends, and making the necessary adjustments to achieve the desired results. My practical experiences in the engineering profession, including nineteen years as a registered professional engineer, has involved designing experiments and developing processes to analyze potential answers, evaluates trade-offs, and select the right outcome.

My graduate degree in project management included coursework in decision theory, scheduling, risk management, requirements management, and other quantitative and qualitative analysis techniques that have built upon my experience in all phases and areas of managing projects. My certification as a project management professional is a recognized credential that requires the mastery of a variety of analytical techniques.

Please describe your ability to be impartial.

I have served twice as a juror since I moved to Austin, once each in a civil and criminal proceeding. I believe that my selection both times that I was impaneled in the jury pool is indicative of my ability to demonstrate to others the quality of being open minded in deciding important issues in a just manner.

My graduate coursework in business negotiation and dispute resolution has provided me with a formal education in addressing problems in an equitable process, applying measurable and just metrics to resolve professional disagreements with a personal touch. My career has involved working closely with clients and coworkers from many diverse backgrounds, and I have done my best to understand our relationships from their perspective.

Finally, my experience as a coach for youth sports teams has served as a very practical guide to handling competing interests from passionate stakeholders in gaining consensus and reaching outcomes that benefited all interests.

Please describe your appreciation for the City of Austin's diverse demographics and geography.

My appreciation for Austin's diversity is rooted in my relationship with my neighbors. On my street we have people of European, Hispanic, African, and Asian heritages; long time residents of Austin and recent arrivals to our city. We have young families with grade school age children and retired couples; individuals of both liberal and conservative political views, and adherents of Christianity, Hindu, and other faiths. These diverse backgrounds and perspectives on life have greatly enriched my experience as a citizen of Austin.

My twenty-five years of living in Austin has including working all over the city and experiencing firsthand many of the wonderful qualities that contribute to our quality of life. I have performed in nightclubs on Sixth Street, listened to concerts at Auditorium Shores, played softball on the intramural fields in our parks, and made friends throughout town. It is through these experiences that I have come to truly appreciate the wonderful tapestry of Austin that is woven from the various areas of our city.

Please provide any other information you wish to be considered during the selection of the most qualified applicants for the Commission.

I firmly believe that the citizens of Austin made the correct decision in mandating that the City Council be elected from ten geographic single-member districts. I truly appreciate the diversity of ethnic backgrounds, faiths, and political interests among my neighbors. At the same time, I know that my neighbors and I all drive on the same roads, send our children to the same neighborhood schools, use the same utility infrastructure, and depend upon the same police and fire units to protect our lives and property. It is these common interests among our neighborhood, as with every other neighborhood in Austin, which will be best served by geographic representation. It is also my belief that a collaborative approach among our future Council members will be able to balance the interests of both the individual districts and the entire city. I pledge that if selected as member of the Redistricting Commission, I would do my best to ensure that all areas of Austin would be represented as I hope my neighborhood will be in a single-member district City Council.

DISCLAIMER

By submitting this application, I understand that I am giving the City Auditor permission to release my information to the public. In particular, I affirmatively consent to the release of the contact email address I have provided.

If I am appointed, my address, contact phone number and contact email address will be included on the City of Austin's website.

I understand my application is public information under the Texas Public Information Act. The information will be kept according to the City Auditor's records retention policies.

I understand that my participation on the Independent Citizens Redistricting Commission is voluntary.

I understand the duties and terms of service for the Independent Citizens Redistricting Commission as described above.

Under penalty of law, I swear or affirm that the preceding information in this application is in all things true and correct.

Gerald William Garcia

Signature of Applicant

February 8, 2013

Date

If submitting electronically, please type your full name in the signature box.

GLOSSARY

- “Bundle” means to raise money as an intermediary for a council candidate by soliciting contributions on the candidate’s behalf.
- “Campaign committee” in regard to an “officer, employee or paid consultant of a campaign committee” means a candidate or a specific purpose political committee supporting or opposing a candidate.
- “Candidate” for elective office means a person whose name appeared on a ballot, or who was a declared write-in candidate, in a general or primary election. It does not mean a person who merely announced a candidacy or only filed campaign finance filings. This definition attempts to construe the term against ineligibility, avoid ambiguity and disputes of fact, and use the term in the way most commonly understood by a lay person.
- “City” means Austin.
- “City elective office” means the office of mayor and city council member.
- “City employee” means an employee on the City payroll, including a temporary or part-time employee. The term does not include an independent contractor. This definition follows the definition in Section 2-7-2 of the City Code.
- “City office,” with respect to appointment, means a municipal court judgeship (including a substitute judgeship), and membership on a commission, committee, board, task force, or other City body appointed by the mayor or the city council. This definition follows the definition of “city official” in Section 2-7-2 of the City Code, excluding those City officials who are covered separately as City employees.
- “Community college or university in the City of Austin” means a degree-granting post-secondary educational institution, accredited by a recognized accrediting agency under the Education Code, that grants one or more of the following: an associate’s degree, a bachelor’s degree, a master’s degree, or a doctorate, and that regularly conducts classes where the instructor and two or more students are physically present in a physical location within Austin’s city limits.
- “Contribution,” for purposes of calculating aggregate contributions to candidates for City elective office, includes all contributions to candidates for mayor and city council, and contributions to specific purpose political committees supporting or opposing those candidates.
- “County” refers to a county in which the City of Austin has territory.
- “County elective office” means an office that is voted on county-wide or an office that is voted on by the voters of a precinct drawn by a commissioners court.
- “Employee” with respect to a political party or campaign committee means a person who was paid a salary by the political party or campaign committee.
- “Local lobbyist” means a person required to register under Chapter 4-8 of the City Code.
- “Non-competitively bid contract” means a contract which must be awarded as provided in Section 252.043 of the Local Government Code (“lowest responsible bidder” or “best value for the municipality”).

- “Officer” with respect to the “campaign committee of a candidate for elective state, county or city office” means:
 - the campaign treasurer of a candidate for an elective state, county, or city office;
 - the campaign treasurer of a specific purpose political committee that supported or opposed a candidate for an elective state, county, or city office; or
 - an officer or director of an incorporated specific purpose political committee, incorporated for liability purposes only under Section 253.092 of the Texas Election Code, that supported or opposed a candidate for an elective state, county, or city office.
- “Officer” with respect to a political party means a precinct chair, a county chair, or a member of a party executive committee under Title 10 of the Texas Election Code.
- “Paid Consultant” with respect to work done for a political party or campaign committee means a person who was paid monetary consideration for providing legal services, accounting services, public relations services, statistical or polling services, or political or campaign-related services or advice.
- “Paid Consultant” with respect to the three year ban on paid consultancy with a council member, means having a “political or professional contract” with a council member as defined in this guidance.
- “Political or professional contract,” in the context of a contract with a council member, means a contract with a council member under which, in return for consideration, a person provided expert advice or personal services related to a council member's duties or to the council member's service as a council member, or provided advice about the conduct of campaign activities or holding office, or provided services to a council member that would be reportable on the council member's required campaign and officeholder filings under Title 15 of the Texas Election Code; Article III, §8 of the Austin City Charter; or Chapter 2-2 of the Austin City Code. This does not include a contract solely for the sale of goods.
- “Political party” means a political party that appeared on the ballot in any of the last three general elections for state and county officers.
- “Professional contract,” in the context of a contract with the City means a non-competitively bid contract other than a contract solely for the sale of goods.
- “State” means Texas.
- “State office” means an office held by a “state officer” as defined in Section 572.002 of the Government Code.
 - In the context of an appointment to a state office, “state office” means: the office of Secretary of State, an office of a state agency subject to appointment for a term of office specified by the Texas Constitution or a statute of this state; an office subject to appointment with the advice and consent of the senate; the position of executive head of a state agency; or a state office subject to election but filled by appointment because of a vacancy or because the office is newly created.
 - In the context of candidacy or election to a state office, “state office” means a seat in the legislature, an executive or judicial office filled in a statewide election; a judgeship of a court of appeals or of a district court; membership on the State Board of Education; or the position of district attorney or criminal district attorney.
- “Student” means a person actively enrolled in a community college or university on the date of the person’s application to the Commission.

